Application No.: 09/982,711 Attorney Docket No. 09812.0590-00000

REMARKS

By this amendment, Appellants cancel dependent claims 2-4, 7, 9-11, 14, 18-20, 23, 25-27, and 30. This amendment is being filed concurrently with Appellants' Appeal

Brief.

Appellants respectfully request that this Amendment under 37 C.F.R. § 1.116 be

entered by the Examiner, placing claims 1, 5, 6, 8, 12, 13, 15-17, 21, 22, 24, 28, 29, 31,

and 32 in better form for appeal and in condition for allowance. Appellants submit that

the proposed cancellation of dependent claims 2-4, 7, 9-11, 14, 18-20, 23, 25-27, and

30 does not raise new issues or necessitate the undertaking of any additional search of

the art by the Examiner.

6)

Further, 37 C.F.R. § 41.33(b) states amendments filed on the date of filing an

Appeal Brief may be admitted to cancel claims, where such cancellation does not affect

the scope of any other pending claim under appeal. Therefore, this Amendment should

allow for immediate action by the Examiner.

Please grant any extensions of time required to enter this response and charge

any additional required fees to our deposit account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,

GARRETT & DUNNER, L.L.P.

Dated: September 26, 2006

Arthur A. Smith

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/direct telephone: (202) 408 4049/

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